IN THE HIGH COURT OF JUDICATURE AT BOBBY

CRIMINAL APPELLATE JURISDICTION

CRI. APPLICATION NO. 4153 OF 2004

Shri G.G.A.Naidu ..Applicant.

V/s.

The State of Maharashtra .. Respondent.

Shri G.G.A. Naidu, in person - Applicant.
Shri Konde Deshmukh, APP for the State.
Shri H.V. Mehta for CBI.

CORAM : A.M.KHANWILKAR, J.
DATED : 12.10.2004

PC :-

. Heard the Applicant in person and learned counsel for the Respondent -State and CBI.

. I see no reason to depart from the view expressed by the Principal Judge, Sessions Court, Gr. Bombay in his order dated 11th August, 2004, in particular, paragraph 8 onwards. It appears that the concerned Judge being exasperated with the series of applications filed by the Applicant herein, has expressed his unwillingness to proceed with the trial and instead suggested transfer of the case to some other Judge. If it is so, that can be no ground to

transfer the case from one judge of that court to some other judge. If the Applicant has any grievance about incorrect order passed by the trial court on his application, he has remedy for getting it corrected from the superior court. The Applicant is advised to extend full co-operation for early disposal of the trial and should not raise any issues, which would only delay the further proceedings, which are pending since year 1971, an unfortunate situation. In the peculiar facts and circumstances, the present application is disposed of, requiring the applicant to appear before the trial Judge Shri S.R. Mehra and to extend full co-operation for early disposal of the trial.

. Ordered accordingly.

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